

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: ALLOS THERAPEUTICS, INC.Application No./Patent No.: 10/598,854 Filed/Issue Date: \_\_\_\_\_Entitled: Crystalline and Amorphous Forms of Efavopirax SodiumALLOS THERAPEUTICS, INC., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Marc Graboyes  
Signature

3/23/07  
Date

Marc Graboyes  
Printed or Typed Name

(303) 426-6262  
Telephone Number

Vice President, General Counsel  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**ASSIGNMENT**

WHEREAS, the undersigned inventor(s) (referred to, collectively, if more than one, as "Assignor") have made an invention entitled **Crystalline and Amorphous Forms of Efaproxiral Sodium** for which an application for United States Letters Patent was filed on **April 22, 2005** as **International Application Serial No. PCT/US2005/013709**, now assigned U.S. Application Serial No. 10/598,854, and

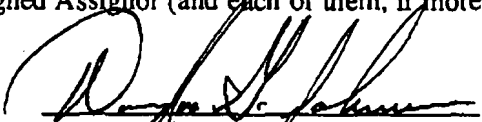
WHEREAS, **Allos Therapeutics, Inc.**, a **Delaware Corporation** ("Assignee") having a place of business at **11080 Circle Point Road, Suite 200, Westminster, Colorado 80020**, desires to acquire all right, title and interest in and to the above identified invention and application;

NOW, THEREFORE, Assignor, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, does hereby sell, assign, convey and transfer unto Assignee all right, title and interest in and to the above identified invention and application, together with all corresponding foreign applications and patents which may be filed thereon, including the right to claim priority from the above identified United States application; and Assignor hereby agrees that Assignor will sign all lawful papers, including, without limitation, all divisional, continuation, renewal, extension and reissue applications, and make all rightful oaths in execution thereof, and will generally do everything possible to aid Assignee, its successors, assigns and nominees to obtain and enforce proper protection for the invention in all countries, this obligation to be binding upon Assignor (each and severally, if more than one) and upon Assignor's personal representative or other legal successor.

IN TESTIMONY WHEREOF, the undersigned Assignor (and each of them, if more than one) has signed below.

Date: 3-APRIL-07

Address:

  
Douglas G. Johnson  
6244 Devinney Circle  
Arvada, CO 80004

STATE OF Colorado )  
COUNTY OF Jefferson ) ss.

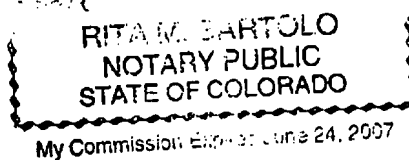
The foregoing instrument was acknowledged before me this 3<sup>rd</sup> day of April, 2006<sup>7<sup>th</sup> 123</sup>, by Douglas G. Johnson.

Witness my hand and official seal.

My commission expires: 6-24-07

  
Notary Public

1 of 3



Date: MARCH 27, 2007

Chris Murray

Address:

Chris Murray  
42 Summit Street  
Arlington, MA 02474

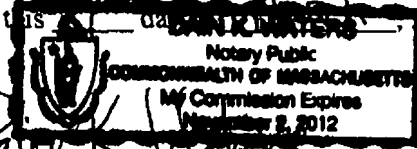
STATE OF Massachusetts

COUNTY OF Middlesex ) ss.

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2006,  
by Chris Murray.

Witness my hand and official seal.

My commission expires: Nov 2, 2012



Christopher H. Waters  
(Notary Public)

Date: \_\_\_\_\_

Address:

Stephan D. Parent  
2120 Cumulus Court  
West Lafayette, IN 47906

STATE OF \_\_\_\_\_ )

COUNTY OF \_\_\_\_\_ ) ss.

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2006,  
by Stephan D. Parent.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
(Notary Public)

Date: \_\_\_\_\_

Address:

Chris Murray  
42 Summit Street  
Arlington, MA 02474

STATE OF \_\_\_\_\_ )

) ss.

COUNTY OF \_\_\_\_\_ )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2006,  
by Chris Murray.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

Notary Public

Date: 3/26/07

Address:

Stephan D. Parent  
2120 Cumulus Court  
West Lafayette, IN 47906

STATE OF \_\_\_\_\_ )

) ss.

COUNTY OF \_\_\_\_\_ )

STATE OF INDIANA  
COUNTY OF TIPPECANOE  
Kathryn E. Moench, Notary  
My Commission Expires April 28, 2009  
(SEAL)

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2006,  
by Stephan D. Parent.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

Notary Public

Date: April 3 2007

Address:

David T. Jonaitis  
David T. Jonaitis  
225 Perrin Avenue  
Lafayette, IN 47901

STATE OF Indiana )  
COUNTY OF Tippecanoe ) ss.

STATE OF INDIANA  
COUNTY OF TIPPECANOE  
Kathryn E. Mauch 4/03/07  
Kathryn E. Mauch, Notary  
My Commission Expires April 28, 2009

The foregoing instrument was acknowledged before me this (SEAL) day of \_\_\_\_\_, 2006,  
by David T. Jonaitis.

Witness my hand and official seal.

My commission expires: \_\_\_\_\_

\_\_\_\_\_  
Notary Public